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| APPLICATION NO.                                                                                                                        | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO.             | CONFIRMATION NO. |
|----------------------------------------------------------------------------------------------------------------------------------------|-------------|----------------------|---------------------------------|------------------|
| 10/785,093                                                                                                                             | 02/25/2004  | Xavier Blin          | 05725.1263-00                   | 8509             |
| 22852 7590 03/13/2008<br>FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER<br>LLP<br>901 NEW YORK AVENUE, NW<br>WASHINGTON, DC 20001-4413 |             |                      |                                 |                  |
|                                                                                                                                        |             |                      | EXAMINER<br>RAE, CHARLESWORTH E |                  |
|                                                                                                                                        |             |                      | ART UNIT                        | PAPER NUMBER     |
|                                                                                                                                        |             |                      | 1611                            |                  |
|                                                                                                                                        |             |                      | MAIL DATE                       | DELIVERY MODE    |
|                                                                                                                                        |             |                      | 03/13/2008 PAPER                |                  |

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



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|---------------------------------|-------------|---------------------------------------------------|---------------------|
| 10785093                        | 2/25/2004   | BLIN ET AL.                                       | 05725.1263-00       |

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WASHINGTON, DC 20001-4413

## EXAMINER

CHARLESWORTH RAE

| ART UNIT | PAPER |
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1611

20080304

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

## Commissioner for Patents

Applicant's response to the Restriction/Election requirements, received 1/2/08, is deemed to be incomplete by failing to specifically indicate the claims which read on the elected species and failing to elect an anhydrous composition wherein all the pharmaceutically active components are specifically indicated for examination purposes (see applicant's Response to the Restriction/Election at pages 2-3).

Applicant is given ONE MONTH or THIRTY DAYS, whichever is longer, from the mailing date of this communication to correct the deficiency(ies). THE PROVISIONS OF 37 CFR 1.136 DO NOT APPLY TO THE TIME SPECIFIED IN THIS ACTION.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Charlesworth Rae whose telephone number is 571-272-6029. The examiner can normally be reached between 9 a.m. to 5:30 p.m. Monday to Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Woodward, can be reached at 571-272-8373. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR.

Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have any questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 800-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.  
4 March 2008 /C. R./Examiner, Art Unit 1611.

/Brian-Yong S Kwon/  
Primary Examiner, Art Unit 1614